

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Tony N. Frudakis et al.  
Application No. : 09 699,295  
Filed : October 26, 2000  
For : COMPOSITIONS AND METHODS FOR THE THERAPY AND  
DIAGNOSIS OF BREAST CANCER

Docket No. : 210121.419C10

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, DC 20231

ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73 AND POWER OF ATTORNEY

The undersigned, being Assignee of the entire interest in the above-identified application by virtue of an Assignment filed concurrently herewith, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventors.

Assignee hereby appoints Richard W. Seed, Reg. No. 16,557; Robert J. Baynham, Reg. No. 22,846; George C. Rondeau, Jr., Reg. No. 28,893; David H. Deits, Reg. No. 28,066; William O. Ferron, Jr., Reg. No. 30,633; David J. Maki, Reg. No. 31,392; Richard G. Sharkey, Reg. No. 32,629; David V. Carlson, Reg. No. 31,153; Karl R. Hermanns, Reg. No. 33,507; David D. McMasters, Reg. No. 33,963; Michael J. Donohue, Reg. No. 35,859; Jane E. R. Potter, Reg. No. 33,332; Robert Iannucci, Reg. No. 33,514; Lorraine Linford, Reg. No. 35,939; David W. Parker, Reg. No. 37,414; E. Russell Tarleton, Reg. No. 31,800; Ellen M. Bierman, Reg. No. 38,079; Brian G. Bodine, Reg. No. 40,520; Robert M. Ward, Reg. No. 26,517; Kevin S. Costanza, Reg. No. 37,801; Thomas E. Loop, Reg. No. 42,810; Stephen J. Rosenman, Reg. No. 43,058; Brian L. Johnson, Reg. No. 40,033; Susan D. Betcher, Reg. No. 43,498; William T. Christiansen, Reg. No. 44,614; Gary M. Myles, Reg. No. 46,209; Eric J. Gash, Reg. No. 46,274; Jeffrey C. Pepe, Reg. No. 46,985, and Charles J. Rupnick, Reg. No. 43,068; comprising the firm of Seed Intellectual Property Law Group P.C., 701 Fifth Avenue, Suite 6300, Seattle, Washington 98104-7092, and Cynthia L. Shumate, Reg. No. 38,303; Kathleen Nora

McKereghan, Reg. No. 41,985; And Jeff E. Hundley, Reg. No. 42,676, as its attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. Please direct all telephone calls to **Jane E. R. Potter** at (206) 622-4900 and telecopies to (206) 682-6031.


Please direct all communications to:

Jane E. R. Potter, Esq.  
Seed Intellectual Property Law Group PLLC  
701 Fifth Avenue, Suite 6300  
Seattle, Washington 98104-7092

Pursuant to 37 C.F.R. § 3.73, the undersigned duly authorized designee of Assignee certifies that the evidentiary documents have been reviewed, specifically the Assignment to Corixa Corporation filed concurrently herewith for recording, a copy of which is attached hereto, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Corixa Corporation  
ASSIGNEE

1/30/01  
DATE

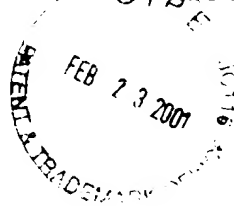
  
Kathleen Nora McKereghan  
Vice President, General Counsel and Secretary

Enclosure:  
Copy of Assignment

L: 210121 - Corixa 419c10 Forms 419c10-Election-poa.doc

# DECLARATION FOR UTILITY PATENT APPLICATION

Attorney Docket No. : 210121.419C10  
First Named Inventor : Tony N. Frudakis



As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below under my name. I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## COMPOSITIONS AND METHODS FOR THE THERAPY AND DIAGNOSIS OF BREAST CANCER

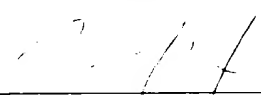
which is described and claimed in the specification and claims of continuation-in-part (C-I-P) Patent Application No. 09/699,295, as filed in the United States Patent and Trademark Office on October 26, 2000 ("this application") for which a patent is sought. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above. I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under 35 U.S.C. § 365(c) of any PCT international application(s) designating the United States of America, as listed below ("the parent applications") and insofar as the subject matter of each of the claims of this application is not disclosed in at least one of the below-listed United States or PCT International parent applications in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge my duty to disclose information of which I am aware which is material to the patentability of this application in accordance with 37 C.F.R. § 1.56, including material information which became available between the filing date of any of the below-listed parent applications and the national or PCT International filing date of this (C-I-P) application.

RECEIVED  
FEB 7 2000

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM DD YYYY)	Parent Patent Number	Attorney Docket Number
09 590,583	June 8, 2000		210121.419C9
09 577,505	May 24, 2000		210121.419C8
09 534,825	March 22, 2000		210121.419C7
09 429,755	October 28, 1999		210121.419C6
09 289,198	April 9, 1999		210121.419C5
09 062,451	April 17, 1998		210121.419C4
08 991,789	December 11, 1997		210121.419C3
08 838,762	April 9, 1997		210121.419C2
PCT US 97/00485	January 10, 1997		210121.419PC
08 700,014	August 20, 1996		210121.419C1
08 585,392	January 11, 1996		210121.419

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

  
 \_\_\_\_\_  
 Tony N. Frudakis

Date \_\_\_\_\_

Residence : City of Sarasota, County of Manatee  
 State of Florida

Citizenship : United States of America

P.O. Address : 7937 Broadmoor Pines Boulevard  
 Sarasota, Florida 34243

  
\_\_\_\_\_  
Steven G. Reed

Date 11/10/01

Residence : City of Bellevue, County of King  
State of Washington

Citizenship : United States of America

P.O. Address : 2843 122<sup>nd</sup> Place NE  
Bellevue, Washington 98005

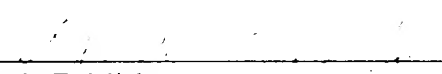
\_\_\_\_\_  
John M. Smith

Date \_\_\_\_\_

Residence : City of Columbia Heights, County of Anoka  
State of Minnesota

Citizenship : United States of America

P.O. Address : 1101 Pierce Ter. North East  
Columbia Heights, Minnesota 55421

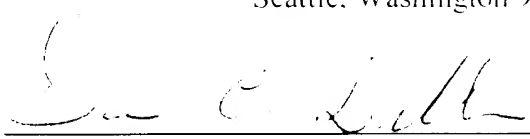
  
\_\_\_\_\_  
Lynda E. Misher

Date \_\_\_\_\_

Residence : City of Seattle, County of King  
State of Washington

Citizenship : United States of America

P.O. Address : 5043 16<sup>th</sup> Avenue North East  
Seattle, Washington 98105

  
\_\_\_\_\_  
Davin C. Dillon

Date 11/07/01

Residence : City of Issaquah, County of King  
State of Washington

Citizenship : United States of America

P.O. Address : 18112 North West Montreux Drive  
Issaquah, Washington 98027

Steven G. Reed  
Steven G. Reed

Date \_\_\_\_\_  
Residence : City of Bellevue, County of King  
State of Washington  
Citizenship : United States of America  
P.O. Address : 2843 - 122<sup>nd</sup> Place NE  
Bellevue, Washington 98005

John M. Smith  
John M. Smith

Date 01-10-10  
Residence : City of Columbia Heights, County of Anoka  
State of Minnesota  
Citizenship : United States of America  
P.O. Address : 1101 Pierce Ter. North East  
Columbia Heights, Minnesota 55421

Lynda E. Misher  
Lynda E. Misher

Date \_\_\_\_\_  
Residence : City of Seattle, County of King  
State of Washington  
Citizenship : United States of America  
P.O. Address : 5043 16<sup>th</sup> Avenue North East  
Seattle, Washington 98105

Davin C. Dillon  
Davin C. Dillon

Date \_\_\_\_\_  
Residence : City of Issaquah, County of King  
State of Washington  
Citizenship : United States of America  
P.O. Address : 18112 North West Montreux Drive  
Issaquah, Washington 98027

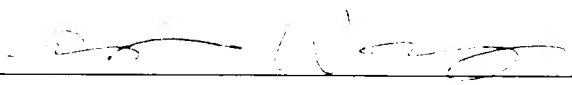
\_\_\_\_\_  
Marc W. Retter

Date \_\_\_\_\_

Residence : City of Carnation, County of King  
State of Washington

Citizenship : United States of America

P.O. Address : 33402 North East 43<sup>rd</sup> Place  
Carnation, Washington 98014

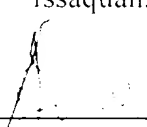
  
\_\_\_\_\_  
Aijun Wang

Date 1/9/2011

Residence : City of Issaquah, County of King  
State of Washington

Citizenship : People's Republic of China

P.O. Address : 3106 213<sup>th</sup> Place SE  
Issaquah, Washington 98029

  
\_\_\_\_\_  
Yasir A. W. Skeiky

Date 1/6/11

Residence : City of Bellevue, County of King  
State of Washington

Citizenship : Lebanon and Canada

P.O. Address : 15106 SE 47<sup>th</sup> Place  
Bellevue, Washington 98006

  
\_\_\_\_\_  
Susan L. Harlocker

Date 1/24/11

Residence : City of Seattle, County of King  
State of Washington

Citizenship : United States of America

P.O. Address : 7522 13<sup>th</sup> Avenue West  
Seattle, Washington 98117